

1 **TERRY A. DAKE, LTD.**
20 E. Thomas Rd.
Suite 2200
Phoenix, Arizona 85012-3133
Telephone: (602) 710-1005
tdake@cox.net

4 **Terry A. Dake - 009656**

5 Attorney for Trustee

6 **IN THE UNITED STATES BANKRUPTCY COURT**

7 **FOR THE DISTRICT OF ARIZONA**

8 In re:) In Chapter 7 Proceedings
9)
ELZA DALE SELF,)
10 CARLA JO SELF,) Case No. 2:13-BK-21322-BKM
11 Debtors.)
12 _____)

13 **MOTION TO VACATE HEARING**

14 The trustee has discussed with the debtors their pending
15 exemption claim and their pending motion to covert this case to Chapter
16 13, both of which are set for a hearing on February 15, 2018 at 11:00
17 a.m. After considering the economics of the situation, the debtors
18 have decided not to proceed with the exemption claim or the motion to
19 convert to avoid additional administrative expense and to allow this
20 case to be completed as soon as possible. Email from the debtors
21 confirming these decisions are attached.

22 Accordingly, the trustee moves this Court to vacate the
23 hearing that is currently set for February 15, 2018 at 11:00 a.m. No
24 further hearings in this case are required at this time. As soon as
25 the personal injury lawyers provide the details of the proposed
26 settlement and the fees and expenses to be paid from those funds, the
27 trustee will file a motion to approve the settlement and those
28

1 payments. Notice of that motion will be sent to the debtors when it
2 is filed.

3 **WHEREFORE,** the trustee prays for the entry of an order
4 vacating the hearing as set forth herein.

5 DATED February 12, 2018.

6 **TERRY A. DAKE, LTD.**

7
8 By /s/ TD009656

9 Terry A. Dake - 009656
10 20 E. Thomas Rd.
11 Ste. 2200
12 Phoenix, AZ 85012-3133
13 Attorney for Trustee

14 COPY e-mailed & mailed February 12, 2018 to:

15 ELZA DALE SELF
16 CARLO JO SELF
17 405 WEST ASPINALL
18 WINSLOW, AZ 86047
19 carlaself1962@gmail.com

20 /s/ TD009656
21
22
23
24
25
26
27
28

From: [Carla Self](#)
To: tdake@cox.net
Subject: From Dale and Carla Self
Date: Friday, February 09, 2018 10:28:13 AM

We no longer want to change chapter 7 to chapter 13.

Thank you

Dale and Carla Self

From: [Carla Self](#)
To: tdake@cox.net
Subject: From Dale/ Carla Self
Date: Monday, February 12, 2018 8:55:29 AM

We are no longer going to pursue the exemption.

Thank you

Dale / Carla Self